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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: PFALLER - 1 US (PCT)

SERIAL NO: 10/031,547

GROUP: 1653

FILED: JANUARY 18, 2002

TITLE: PYRF GENE AND ITS USE

SUBMISSION OF INFORMATION DISCLOSURE STATEMENT  
OF DR. HOLGER POTTEN

BOX NON-FEE AMENDMENT

Assistant Commissioner of Patents

Washington, D.C. 20231

Dear Sir:

Applicants wish to bring to the attention of the Patent Examiner the attached Information Disclosure Statement duly signed by Dr. Holger Potten, the International Search Report, and the twenty (20) references listed on the enclosed Form PTO-1449 and attached thereto.

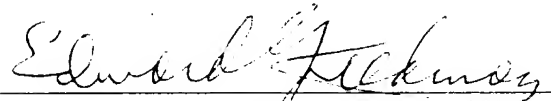
The relevance of these references is that they are cited in the Specification and the International Search Report and may be material to the examination of the application.

Since this Information Disclosure Statement is being filed

prior to a first Office Action, it is believed that no fee is due. However, if it is determined that a fee is due, the Commissioner is hereby authorized to charge, or to credit any over payment, to our Deposit Account Number 03-2468.

It is respectfully requested that this Information Disclosure Statement be considered and placed into the application file.

Respectfully submitted,  
PFALLER - 1 US (PCT)



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ERF/mt

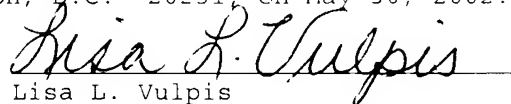
Papers Sent:

Submission of Information Disclosure Statement of Dr. Holger Potten

Enclosures:

- (1) Information Disclosure Statement of Dr. Holger Potten;
- (2) International Search Report;
- (3) PTO-form 1449 w/copies of twenty (20) references.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231, on May 30, 2002.

  
Lisa L. Vulpis



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
PFALLER-1 US (PCT) :  
Serial Number 10/031,547 : Group Art Unit: 1653  
Filed: January 18, 2002 :  
For: PYRF GENE AND ITS USE :

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Information Disclosure Statement

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir or Madam:

I, Holger Potten, associated with the preparation and prosecution of the above-identified application, residing at Neubiberger Straße 17a, 81737 München, Germany, wish to call the attention of the Patent Examiner to the references enumerated on the enclosed PTO Form-1449.

I believe the documents enumerated on the enclosed Form PTO-1449 and attached thereto, are cited in the enclosed application, in the Office Action of the German Patent and Trademark Office and in the enclosed International Search Report and may be material to the examination of the application.

Therefore, it is respectfully requested that the foregoing Information Disclosure Statement be considered by the Examiner and incorporated into the file of this application.

I wish to comment as follows concerning the prior art references enumerated on PTO Form-1449:

For DE 198 14 853 A1, cited in the application, an English Derwent Abstract is enclosed.

For WO 93/08272, cited in the application, an English Derwent Abstract is enclosed.

Jef D. Boeke et al., Methods in Enzymology, 154 (1987), pages 164 – 175, cited in the application, are enclosed.

Gene, 53 (1987), pages 201 – 209, cited in the application, are enclosed.

“Genbank” database under the accession number klj001358.gb\_pl, cited in the application, is enclosed.

M. Sanchez et al., Yeast 11 (1995), pages 425 – 433, cited in the application, are enclosed.

R. Contreras et al., Bio/Technology, 9 (1991), pages 378 to 381, cited in the application, are enclosed.

Broekhuijsen et al., Journal of Biotechnology, 31 (1993), pages 135 to 145, cited in the application, are enclosed.

Germann et al., Journal of Biological Chemistry, 263 (1988), pages 885 to 896, cited in the application, are enclosed.

Eggert et al., Applied and Environmental Microbiology, 62 (1996), pages 1151 to 1158, cited in the application, are enclosed.

Martinez et al., Appl. Microbiol. Biotechnol. 41 (1994), pages 500 to 504, cited in the application, are enclosed.

Yaver et al., Applied and Environmental Microbiology, 62 (1996), pages 834 to 841, cited in the application, are enclosed.

Rasmussen Jack B. et al., MOLECULAR & GENERAL GENETICS, vol. 235, no. 1, 1992, pages 74-80, cited in the International Search Report, are enclosed.


EP 0 570 096 A, cited in the International Search Report, is already in English language and is enclosed.

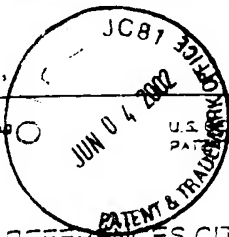
For WO 98/55628 A, cited in the International Search Report, the corresponding Derwent Abstract is enclosed.

Velayos et al., Mol. Gen. Genet., 260 (1998), pages 251 to 260, cited in the German Office Action, are enclosed.

Yamagishi et al., Appl. Environ. Microbiol., 62 (1996) no. 6, pages 2191 to 2194, cited in the German Office Action, are enclosed.

Signed this 14<sup>th</sup> day of January, 2002.

  
.....  
Dr. Holger Potten



Page 1 of 5

PTC-1449  
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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.: 60 9904

SERIAL NO.: 76/031,547

APPLICANT: PFTLLER-1 US (PCT)

T OF REFERENCES CITED BY APPLICANT

(Use several sheets if necessary)

FILED DATE Jan-18, 2002

GROUP 1653

U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

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	AL	0570 096	11/18/93	Europe				
	AM	98 55 628	12/10/98	International				
	AN	198 14 853	10/21/99	Germany				
	AO							
	AP							

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

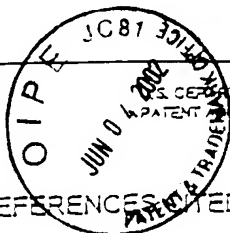
	AR	English Derwent Abstract HN concep. do Wo 98 55 628
	AS	Rasmussen Jack B. et al., Molecular & General Genetics, vol. 235, no. 1, 1992, pages 74-80
	AT	English Derwent Abstract HN 1999-633 742 [59] concep. do DE 198 14 853 H1

AMINER

DATE CONSIDERED

AMINER: Initial reference considered, whether or not citation is in conformance with MPEP 302; draw line through citation if not in conformance and not considered. Include copy of this form in next communication to applicant.

PTO-1449  
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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY DOCKET NO.: CO 9904

SERIAL NO.: 70/631,547

APPLICANT: PFALLER - 1 US (PCT)

T OF REFERENCES CITED BY APPLICANT

(Use several sheets if necessary)

FILING DATE: Jan. 18, 2002

GROUP: 1653

### U.S. PATENT DOCUMENTS

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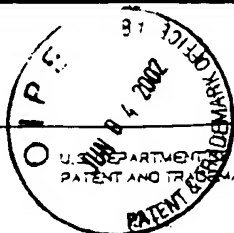
### OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

AR	English Derwent Abstract HN 1998-169439 [15]
	comesp. to Lb 93 08272.
AS	Yef D. Boeke et al., Methods in Enzymology, 154, (1987), pp 164-174.
AT	Gene, 53 (1987), pp 201-209.
	"Genbank" database, HN KJ:001358.gb-pl

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EXAMINER: Initial if reference considered whether or not citation is in conformance with WPEP 509; draw line through citation if not in conformance and not considered. Include copy of this form in next communication to applicant.

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.: CO 9904

SERIAL NO.

10/031,547

APPLICANT:

PFALLER-1 VS (PCT)

FILING DATE Jan. 18, 2002

GROUP:

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## LIST OF REFERENCES CITED BY APPLICANT

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## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

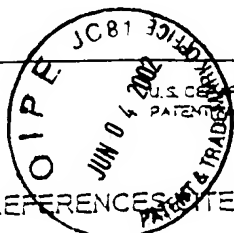
AR	• H. Sanchez et al., Yeast 11 (1995), pp. 425-433.
	• R. Contreras et al., Bio/Technology, 9 (1991)
AS	pp. 378-381.
	• Broekhuijsen et al., Journal of Biotechnology, 31 (1993), pp. 135-145
AT	• Germann et al., Journal of Biological Chemistry, 263 (1988) pp. 885-896.

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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 909; draw line through citation if not in conformance and not considered. Include copy of this form in next communication to applicant.

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U.S. DEPARTMENT OF COMMERCE  
PATENT & TRADEMARK OFFICE

ATTY. DOCKET NO.: Co 9904

SERIAL NO.: 70/031547

APPLICANT:

PFALLER - I US (PCT)

FILED DATE: Jan. 18, 2002

GROUP: 1653

LIST OF REFERENCES CITED BY APPLICANT

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AR	• Eggert et al., <i>Applied and Environmental Microbiology</i> , 62 (1996), pp. 1151 to 1158
AS	• Martinez et al., <i>Appl. Microbiol. Biotechnol.</i> , 41 (1994), pp. 500 - 504.
AT	• Yaver et al., <i>Applied and Environmental Microbiology</i> , 62 (1996), pp. 834 - 841.

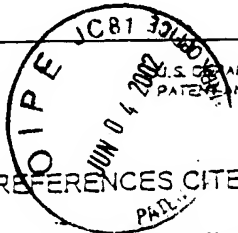
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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO. : <b>G 8904</b>	SERIAL NO. : <b>10/031,547</b>
APPLICANT : <b>PFALLER -1 US (PCT)</b>	
FILED DATE : <b>Jan. 18, 2002</b>	GROUP : <b>1653</b>

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AR		• Velayos et al., Mol. Gen. Genet., 260 (1998) pp 251-266.
AS		• Yamagishi et al., Appl. Environ. Microbiol., 62 (1996), no. 6, pp. 2191-2194
AT		

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